DOCKET NO: 218162US0X

## IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF

MECHTHILD RIEPING, ET AL. : EXAMINER: STEADMAN

SERIAL NO: 10/076,416

FILED: FEBRUARY 19, 2002 : GROUP ART UNIT: 1656

FOR: PROCESS FOR THE

FERMENTATIVE PREPARATION OF L-

AMINO ACIDS USING

ENTEROBACTERIACEAE STRAINS WITH ATTENUATED POXB GENES

## RESPONSE .

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Office Action dated November 30, 2007 and the Advisory Action dated March 20, 2008, Applicants submit herewith a Terminal Disclaimer to overcome the obviousness-type double patenting rejection for Application Serial Nos. 7,241,600 and 7,172,883.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,

MAIER & NEUSTADT, P.C.

Norman F. Oblon

Customer Number

22850

Tel: (703) 413-3000 Fax: (703) 413 -2220 (OSMMN 08/07) Daniel J. Pereira, Ph.D. Attorney of Record

Registration No. 45,518